



PROCUREMENT INTEGRITY

PL 104-106

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PROCUREMENT INTEGRITY

KEY FEATURES

- DISCLOSING PROCUREMENT INFORMATION
- OBTAINING PROCUREMENT INFORMATION
- NON-FEDERAL EMPLOYMENT RESTRICTIONS
- RESTRICTIONS ON ACCEPTING COMPENSATION FROM CONTRACTORS

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DISCLOSURE PROHIBITION

- PRESENT AND FORMER U.S. OFFICIALS WITH ACCESS
- BARS KNOWING DISCLOSURES BEFORE CONTRACT AWARD
- UNLESS AUTHORIZED BY LAW

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OBTAINING DATA

- ALL PERSONS
- BARS KNOWINGLY OBTAINING INFORMATION BEFORE CONTRACT AWARD
- UNLESS AUTHORIZED BY LAW

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CONTRACTOR BID OR PROPOSAL INFORMATION

- COST AND PRICING DATA
- INDIRECT COSTS AND DIRECT LABOR RATES
- PROPRIETARY INFORMATION
(MANUFACTURING PROCESSES,
OPERATIONS, TECHNIQUES) IF MARKED

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SOURCE SELECTION INFORMATION

- NON-PUBLIC INFORMATION PREPARED BY THE AGENCY
- PRICES/COSTS EVALUATED
- SOURCE SELECTION PLANS
- TECHNICAL EVALUATION PLANS

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SOURCE SELECTION INFORMATION

- COMPETITIVE RANGE DETERMINATIONS
- RANKINGS OF COMPETITORS
- SOURCE SELECTION PANEL REPORTS

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NON-FEDERAL EMPLOYMENT OPPORTUNITIES

- AGENCY OFFICIALS WHO HAVE PARTICIPATED PERSONALLY AND SUBSTANTIALY
- REPORT EMPLOYMENT CONTACTS FROM OFFERORS TO SUPERVISOR AND AGENCY ETHICS OFFICIAL
- EITHER REJECT THE CONTACT OR DISQUALIFY HIMSELF FROM FURTHER PARTICIPATION

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ACCEPTANCE OF COMPENSATION

- FORMER OFFICIALS WHO SERVED AS PCO, SSA, SSEB MEMBER, OR CHIEF OF THE PRICE OR TECHNICAL EVALUATION TEAM
- FORMER OFFICIALS WHO SERVED AS PM, DEPUTY PM OR ACO
- CONTRACTS EXCEEDING \$10 MILLION

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ACCEPTANCE OF COMPENSATION

- PERSONALLY DECIDED TO AWARD CONTRACT ACTION >\$10 MILLION
- ESTABLISHED OVERHEAD RATES VALUED >\$10 MILLION
- APPROVED PAYMENTS >\$10 MILLION
- SETTLED A CLAIM >\$10 MILLION

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ACCEPTANCE OF COMPENSATION

- PROHIBITION: THESE FORMER OFFICIALS MAY NOT ACCEPT ANY COMPENSATION FROM THE CONTRACTOR INVOLVED AS AN EMPLOYEE, OFFICER, DIRECTOR OR CONSULTANT FOR 1 YEAR AFTER SERVING IN ONE OF THESE ROLES FOR THE AGENCY
- EXCEPTION: OTHER DIVISIONS AND AFFILIATES OF THE CONTRACTOR

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PENALTIES

- CRIMINAL: 5 YEARS IMPRISONMENT OR FINE
- CIVIL:
 - INDIVIDUALS--\$50,000 PER VIOLATION
 - COMPANIES--\$500,000 PER VIOLATION

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PENALTIES

- ADMINISTRATIVE:
 - CANCELLATION OF THE ACQUISITION IF NO AWARD
 - RESCIND CONTRACT
 - SUSPENSION OR DEBARMENT
 - ADVERSE PERSONNEL ACTION